

Applicant : James Alun Wynne Morgan, et al.
Serial No. : 09/889,874
Filed : July 23, 2001
Page : 5 of 5

Attorney's Docket No.: 13384-002001

The Notice of Non-Compliant Amendment mailed December 12, 2005 ("the Notice"), stated that Applicant's amendment mailed October 19, 2005, mis-stated the status of the claim 58. The Notice stated that claim 58 was not previously presented and stated that it appeared that Applicants had "renumbered claim 59 as claim 58, and claim 60 as claim 59, and canceled claim 60..." The Office Action dated April 21, 2005, noted that claim 58 had previously been omitted and requested that claim 59 be renumbered as claim 58 and to renumber the remaining claims accordingly. Applicants replied to this request accordingly and made the requested changes in the amendment filed October 19, 2005, as explained on page 5 of that amendment. However, this change in numbering was not properly indicated. Applicants believe that the present amendment is correct.

The status of claim 64 was incorrectly marked as "new" in the amendment filed October 19, 2005. Applicants correct the status of claim 64 to "previously presented" in the enclosed replacement claim set.

As outlined in the comments above, Applicants submit that the enclosed replacement set of "Amendments to the Claims" contain the correct status identifiers and correct numbering and replace the previous set of claims. No new matter is introduced. Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 11 January 2006


Anita L. Meiklejohn, Ph.D.
Reg. No. 35,283

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110
Telephone: (617) 542-5070
Facsimile: (617) 542-8906